

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

<b>JOSH ANDERSON</b>	)	
Plaintiff,	)	
	)	
<b>vs.</b>	)	C.A. No. 04-135 Erie
	)	District Judge McLaughlin
<b>LARRY KOPKO, et al.</b>	)	Magistrate Judge Baxter
Defendants.	)	

**O R D E R**

AND NOW, this 8th day of March, 2006;

Plaintiff's "Response to Defendant Smith's Response to Plaintiff's First Request for Production of Documents" [Document # 54] is liberally construed as a motion for reconsideration of the decision regarding Plaintiff's motion to compel discovery.

IT IS HEREBY ORDERED that Plaintiff's motion in this regard is DENIED.

IT IS FURTHER ORDERED that the parties are allowed ten (10) days from this date to appeal this order to a district judge pursuant to Local Rule 72.1.3 B. Failure to appeal within ten (10) days may constitute waiver of the right to appeal.

S/ Susan Paradise Baxter  
SUSAN PARADISE BAXTER  
CHIEF UNITED STATES MAGISTRATE JUDGE